

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NORTHWEST ADMINISTRATORS,	)	
INC.,	)	
	)	No. C08-5474 CW (BZ)
Plaintiff(s),	)	
	)	<b>ORDER SCHEDULING DEFAULT</b>
v.	)	<b>JUDGMENT HEARING</b>
	)	
SARONI SUGAR & RICE, INC.,	)	
	)	
	)	
Defendant(s).	)	
_____	)	

It is **HEREBY ORDERED** that a hearing on plaintiff's application for default judgment is scheduled for **Wednesday, August 12, 2009 at 10:00 a.m.** in Courtroom G, 15th Floor, 450 Golden Gate Avenue, San Francisco, California, 94102.

Claims for attorneys' fees should be supported by billing records. Compliance with 50 App. U.S.C. § 501 et seq. of the Servicemembers' Civil Relief Act may not be satisfied on information and belief. See 50 App. U.S.C. § 521(b)(1); United States v. Simmons, 508 F.Supp. 552 (E.D. Tenn. 1980)(interpreting 50 App. U.S.C. § 520(1), predecessor to 50 App. U.S.C. § 521(b)(1)). The public website

1 <https://www.dmdc.osd.mil/scra/owa/home> will provide the  
2 current active military status of an individual and has  
3 instructions on obtaining certificates of service or non-  
4 service under the Servicemembers' Civil Relief Act.

5 Plaintiff should be prepared to prove its damages by  
6 competent testimony or other admissible evidence. If  
7 plaintiff intends to prove damages by affidavits or  
8 declarations, the affiant or declarant should have personal  
9 knowledge of all matters to which she testifies. For all  
10 evidence, proper foundations must be established. For an  
11 explanation of the evidentiary requirements for proving  
12 damages in a default case, the parties are encouraged to  
13 consult Chapter Six of Civil Procedure Before Trial by William  
14 W. Schwarzer, A. Wallace Tashima, and James M. Wagstaffe.

15 Defendant should attend the hearing if it contests the  
16 validity or amount of plaintiff's claim. Seven days before  
17 the hearing, on **Wednesday, August 5, 2009**, plaintiffs shall  
18 file a declaration setting forth in detail all steps taken to  
19 serve defendant with notice of this hearing.

20 Dated: June 9, 2009

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23 Bernard Zimmerman  
24 United States Magistrate Judge

25 G:\BZALL\REFS\NORTHWEST ADMINISTRATORS, INC\ORDER SCHED MOT FOR DEFAULT  
26 JUD.wpd  
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